

**REGULAR MEETING OF THE COMMON COUNCIL
OF THE CITY OF PLATTSBURGH, NEW YORK**

March 15, 2012

5:30 P.M.

MINUTES

Present: Mayor Donald Kasprzak, Councilors Tim Carpenter (W1), Mark Tiffer (W2), George Rabideau (W3), Chris Case (W5), Chris Jackson (W6)

Absent: **Councilor Jim Calnon (W4)**

1. MINUTES OF THE PREVIOUS MEETING:

RESOLVED: That the Minutes of the regular meeting of the Common Council held on March 8, 2012 are approved and placed on file among the public records of the City Clerk's Office.

By Councilor Carpenter; Seconded by Councilor Case
Roll call: Councilors Carpenter, Tiffer, Rabideau, Case, Jackson
(All voted in the affirmative)

2. PAYROLLS OF VARIOUS DEPARTMENTS:

RESOLVED: That the payrolls of the various Departments of the City of Plattsburgh for the week ending March 14, 2012 in the amount of **\$ 246,481.90** are authorized and allowed and the Mayor and the City Clerk are hereby empowered and directed to sign warrants drawn on the City Chamberlain for the payment thereof.

By Councilor Carpenter; Seconded by Councilor Jackson
Roll call: Councilors Carpenter, Tiffer, Rabideau, Case, Jackson
(All voted in the affirmative)

3. REPORTS OF CITY OFFICES & COMMITTEE REPORTS:

- Report of Fire and Ambulance Responses for the week of March 8 – March 14, 2012
- Report from the Building Inspector's Office from March 8 – March 13, 2012
- Statement of cash receipts from the Library from February 16 – February 29, 2012
- Statement from the City Clerk's Office of all monies received during the month of February 2012 in the total amount of \$11,781.69.

RESOLVED: That the reports as read are hereby ordered, received and placed on file among the public records of the City Clerk's Office.

By Councilor Rabideau; Seconded by Councilor Case
Roll call: Councilors Carpenter, Tiffer, Rabideau, Case, Jackson
(All voted in the affirmative)

4. CORRESPONDENCE & RECOMMENDATIONS FROM BOARDS: None

5. AUDIT OF CLAIMS:

RESOLVED: That the bills Audited by the Common Council in the amount of \$ 585,367.81 are authorized and allowed and the Mayor and City Clerk (where required) are hereby authorized and directed to sign warrants drawn on the City Chamberlain for the payment thereof.

By Councilor Carpenter; Seconded by Councilor Rabideau
Roll call: Councilors Carpenter, Tiffer, Rabideau, Case, Jackson
(All voted in the affirmative)

6. PERSONS ADDRESSING COUNCIL: None

7. OTHER ITEMS:

A. ADOPTION OF LOCAL LAW P-2 OF 2012

RESOLVED: Local Law P-2 of 2012 – Transfer of Title to Abandoned Vehicles.

Be it enacted by the Common Council of the City of Plattsburgh, as follows:

1. The term “abandoned vehicle” and the procedure for identifying and giving notice to persons who own or have a lien or other interest in an abandoned vehicle shall be as set forth in New York Vehicle and Traffic Law §1224 and the regulations promulgated there under.
2. Pursuant to the authority granted by New York Vehicle and Traffic Law §1224-6 the City of Plattsburgh may convert for use by its police department and transfer title to not more than two abandoned vehicles in a calendar year that are not affected by New York Vehicle and Traffic Law §1224-2.
3. This law shall be designated Chapter 254 of the City Code
4. This law shall take effect upon filing with the New York Secretary of State

The entire text of which has been distributed to and read by the members of the Common Council, is hereby enacted without the reading thereof and a copy of said local law is made part of the minutes of this meeting.

By Councilor Jackson; Seconded by Councilor Case
Discussion: None
Roll call: Councilors Carpenter, Tiffer, Rabideau, Case, Jackson
(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

B. RESOLVED: In accordance with the request therefore the Common Council approves the City Chamberlain to create capital project H5110.37 “2012 Equipment Replacement Project” to complete the purchases detailed in the Public Service Equipment section of the 2012 Capital Expenditure Plan.

By Councilor Case; Seconded by Councilor Jackson

Discussion: None

Roll call: Councilors Carpenter, Tiffer, Rabideau, Case, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

C. RESOLVED: In accordance with the request therefore the Common Council approves the Regular Common Council meeting scheduled for Thursday, April 5, 2012 will be changed due to the Good Friday Holiday to Wednesday, April 4, 2012 beginning at 5:30 pm. The work session will begin at 5 pm.

By Councilor Carpenter; Seconded by Councilor Case

Discussion: None

Roll call: Councilors Carpenter, Tiffer, Rabideau, Case, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

D. RESOLVED: In accordance with the request therefore the Common Council approves the Plattsburgh Community Garden Group to use the Farmers Market on April 21, 2012 from 11 am – 3 pm to celebrate Earth Day.

By Councilor Tiffer; Seconded by Councilor Case

Discussion: None

Roll call: Councilors Carpenter, Tiffer, Rabideau, Case, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

E. RESOLVED: In accordance with the request therefore the Common Council approves Kevin Farrington City Engineer to advertise for bids for Contract #2012-05 “One new 2013 Single Axle Truck with Recycle Body.”

By Councilor Tiffer; Seconded by Councilor Case

Discussion:

Councilor Carpenter said the recycling part that we have now has changed or it’s the same that we have now.

Department of Public Works Superintendent Mike Brodi said no because we have to sort our

recyclables we still have to get a recycle body.

Councilor Carpenter said we can't do the non-sort?

Mayor Kasprzak said Zero sort is not allowed by Casella. Mike and I have spoken to Casella and they said it is because we have too many customers and they don't have the facility over at Colchester to have all of our customers Zero sort. We were going to purchase a less expensive truck with open bins but we can't because we can't Zero sort.

Roll call: Councilors Carpenter, Tiffer, Rabideau, Case, Jackson
(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

F. RESOLVED: In accordance with the request therefore the Common Council approves Contract # 2012-03 "Survey of City Streets" be awarded to Machabee Land Surveying for the total amount of \$16,815 and that the Mayor be authorized to sign the agreement.

By Councilor Tiffer; Seconded by Councilor Jackson

Discussion: None

Roll call: Councilors Carpenter, Tiffer, Rabideau, Case, Jackson
(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

G. RESOLVED: In accordance with the request therefore the Common Council approves that Bid No. 2012-2-1 "Electric Meters Revenue Type" be awarded to GoTToGo Electric, Inc. in the total amount of \$72,512.

By Councilor Jackson; Seconded by Councilor Rabideau

Discussion: None

Roll call: Councilors Carpenter, Tiffer, Rabideau, Case, Jackson
(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

H. RESOLVED: In accordance with the request therefore the Common Council approves Apostles for Life to use 3 parking spaces in front of 66 Brinkerhoff Street, Friday, April 6, 2012 from 9:00 a.m. to 11:15 am for a prayer vigil.

By Councilor Jackson; Seconded by Councilor Case

Discussion:

Councilor Tiffer said I just want to reiterate the things I said last year. I think that this isn't the proper location for a demonstration, Prayer Vigil whatever they want to call it. I think a more

appropriate place would be a park, City Hall any other location. I know the reason they are choosing this specific place but I don't agree with that location. Parking spaces aren't for Prayer Vigils or demonstrations.

Roll call: Councilors Carpenter, Tiffer, Rabideau, Case, Jackson
(Councilors Carpenter, Rabideau, Case and Jackson voted in the affirmative. Councilor Tiffer voted in the negative.)

ACTION TAKEN: Adopted

Follow up Action: None

8. TRAVEL REQUEST: None

9. RESOLUTIONS FOR INITIAL CONSIDERATION:

1. Request for city taxicabs to adopt a new fare schedule that increases the fare by one dollar.
2. Request from the Superintendent of Recreation to hold the Rockeater Adventure Race on Saturday September 15, 2012 at the City Beach.
3. Request from Bill Treacy, Manager MLD to write-off unpaid final bills from February 1, 2011 to February 28, 2011 in the total amount of \$5,268.43. The percentage of write-offs for this period is .26%.
4. Request from the City Chamberlain's office to establish Capital Project H8320.71 2012 Water System Upgrade Project.
5. Request from Mayor Kasprzak to attend the NYCOM 103rd Annual Meeting in Saratoga Springs, NY from May 6 - 8, 2012 at an estimated cost not to exceed \$1,000.
6. Request from Bill Treacy, Manager MLD to attend the "MEUA Semi-Annual meeting" in East Syracuse, NY from April 23-25, 2012 at an estimated cost not to exceed \$435.00.
7. Request from Police Chief Desmond Racicot for a Police Officer to attend the "Breath Test Operator Instructor School" in Warren County, NY from April 2- 6, 2012 at a cost not to exceed \$650 and will be expensed to the Asset Forfeiture account (DOJ) Funds.
8. Request from Kevin Farrington City Engineer to attend the "New York State Planning Federation Annual Conference" in Saratoga Springs, NY from April 16 – 17, 2012 at an estimated cost not to exceed \$268.
9. Request from Police Chief Desmond Racicot for a Police Officer to attend the "Mandatory Yearly Drug Recognition Expert Recertification Training" in Cooperstown, NY from April 9 – 10, 2012 at cost not to exceed \$143 and will be expensed to the Asset Forfeiture account (DOJ) Funds.

10. Request from Police Chief Desmond Racicot for two Police Officers to attend the “State Preparedness Training Center M4/AR-15 LE Operator Familiarization Course” in Oriskany, NY from April 12 – 14, 2012 at a cost not to exceed \$590 and will be expensed to the Asset Forfeiture account (DOJ) Funds.

10. NEW BUSINESS:

Mayor Kasprzak said I don’t talk about rumors and gossip but there is some information that keeps coming back to me and I want to clarify it after checking with **Deputy City Chamberlain Carole Garcia**. There’s an individual that is telling people that the City has lost \$700,000 in funding for an Aerial Truck or the Pumper. For you out there the Aerial is probably a \$1,000,000 plus and the Pumper is \$400,000 to \$500,000. The thing that is disturbing me the most is that she also stated that we have misappropriated \$700,000 in Grant funding. I really don’t respond to rumors but when it comes to the reputation of our Finance office and the Council. And if you want to throw me in because I think you all know that I don’t misappropriate anything and \$700,000 would be something I don’t think we could hide even if we tried. I was offended for this body; I was offended when I talked to Carole Garcia about this because I know she’s diligent all these years in handling Community Development grant funding and there’s nobody that is more diligent and detailed in these areas. So if you all hear that out there it is absolutely not true. I think it’s an absolute pathetic, insulting rumor, gossiping thing going on out there. I felt it necessary to mention it to all of you and those are the types of things that are going on and the fact is those things are not true and it is a fabrication and ridiculous.

11. CLOSING PUBLIC COMMENTS: None

Motion to Adjourn by Councilor Jackson; Seconded by Councilor Tiffer
Roll call: Councilors Carpenter, Tiffer, Rabideau, Case, Jackson
(All voted in the affirmative)

MEETING ADJOURNED: 5:45 pm